IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

Crl.Rev.Pet.No. 3107 of 2006(C)

CRA.242/1999 of ADDL. SESSIONS COURT (ADHOC)-II, TRIVANDRUM
CC.793/1996 of JUDL. MAGISTRATE OF FIRST CLASS COURT-III, NEYYATTINKARA

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REVN. PETITIONER: APPELLANT/ACCUSED

K.CHANDRA BABU, S/O. KUTTAN NADAR,
SURENDRA VILASOM, VADAKKAVILA,
BALARAMAPURAM P.O.

BY ADV. SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS: RESPONDENTS/STATE & COMPLAINANT

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1. THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. P.V.SREEKANTAN NAIR, S/O. VELAPPAN NAIR,
SREEKANTAVILASOM, IYKOTTUKONAM,
THALAYAL, BALARAMAPURAM P.O.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR
SRI.NAGARAJ NARAYANAN

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 26/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.3107 of 2006

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Dated: 26-10-2007

ORDER

The accused in C.C. 793 of 1996 on th**e file** of the J.F.C.M-III, Neyyattinkara for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A.No. 11124 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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